DOCKET FILE COPY ORIGINAL

RECEIVED

SEP 8 1993

TCC - PAIL FOOM

RILEY M. MURPHY

ATTORNEY AT LAW
ENERGY CENTRE
1100 POYDRAS SUITE 2590
NEW ORLEANS, LOUISIANA 70163-2590

ALSO ADMITTED IN DISTRICT OF COLUMBIA

TEL: (504) 585-3775 FAX: (504) 585-3776

September 7, 1993

via AIRBORNE EXPRESS

Ms. Donna Searcy Secretary Federal Communications Commission 1919 M Street, N.W. Washington, D.C. 20554

ATTN: Mass Media Bureau

Re: Comments

MM Docket No. 93-200

RM-8254

Micco, Florida

Our File No. 1456-501

Dear Ms. Searcy:

Transmitted herewith for filing on behalf of Micco Broadcasting are an original and four (4) copies of its "Comments" in the referenced proceeding to allocate Channel 240C3 to Micco, Florida. Also enclosed is an additional copy to be date-stamped and returned to the undersigned in the envelope provided.

If you have any questions regarding this matter, please do not hesitate to contact the undersigned.

1/0-

Riley M. Murphy

/dar

Enclosure

cc:

Ms. Nancy J. Walls

No. of Copies rec'd

RECEIVED

SEP 8 1993

TOO - LIAIL I TOM

BEFORE THE

FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

In the Matter of)		
Amendment of Section 73.202(b)	j	MM Docket No. 93-200	
Table of Allotments)	RM-8254	·′
FM Broadcast Stations)		
(Micco, FL)	j		

COMMENTS

- 1. Micco Broadcasting ("Petitioner"), through undersigned counsel, hereby files comments in support of the Notice of Proposed Rule Making, MM Docket No. 93-200, RM-8254, DA 93-764 (released July 19, 1993), proposing the allotment of Channel 240C3 at Micco, Florida. Petitioner hereby reaffirms that it will file an application for Channel 240C3 should the Commission adopt this proposal and will construct the facility if its application is granted.
- 2. The proposal will serve the public interest by providing a first local service at Micco. Micco has the social, economic, cultural and government indicia to qualify it as a

"community" for allotment purposes. Micco has an active homeowners association, the Micco Homeowners Association ("Association"), with about 200 members. The Association's objectives are to improve the lifestyle of the community and to ensure that the Indian and Sabastian Rivers remain environmentally safe. The Association also schedules social events for its members. There is a Moose Lodge in Micco. Micco has a large park which includes recreational facilities such as a swimming lake, ballfield and basketball courts. The residents also enjoy several marinas. Numerous businesses, including beauty shops, restaurants, gas stations, boating facilities, a car repair shop and an accounting and income tax service are located in Micco. Micco has a library and its own volunteer fire department and paramedic squad. Micco also has Baptist, Lutheran and Catholic churches. Although Micco is served by the Brevard County Commissioners, this is true of several incorporated cities and towns in the county as well. Although Micco is served by

3. Accordingly, Petitioner respectfully requests the allotment of Channel 240C3 at Micco.

¹/ The information specified herein was provided by two Micco residents: Ms. Frankie Schott, 3545 Heather Lane, Micco, Florida 32976, a volunteer in Brevard County Commissioner Higgs' office and Mr. Charles Burke, 9605 Mockingbird Lane, Micco, Florida 32976, the president of the Micco Homeowners Association.

²/ According to Ms. Schott of Commissioner Higgs' office, Barefoot Bay (which is referred to in the Notice of Proposed Rule Making) is considered part of Micco and has Micco as its post office address. Barefoot Bay is the largest mobile home park in Micco, with approximately 5,000 units.

Respectfully submitted,

MICCO BROADCASTING

By:

Riley M. Murphy Attorney at Law 1100 Poydras Street

Suite 2590

New Orleans, LA 70163-2590 Telephone: (504) 585-3775

Its Attorney

Dated: September 7, 1993

CERTIFICATE OF SERVICE

I hereby certify that I have this 7th day of September, 1993, caused to be served by depositing same in the United States Mail, postage prepaid and properly addressed, a copy of the foregoing "Comments" to the following:

Nancy J. Walls Allocations Branch - Mass Media Bureau Federal Communications Commission 2025 M Street, N.W. -- Room 8314 Washington, D.C. 20554

Debra A. Randazzo